IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 4477 OF 2004

Sanjay Laxman Sutar ... Applicant

versus

The State of Maharashtra ... Respondent

...

Mr. Uday Warunjikar, for the Applicant.

Mr. D.R. More, A.P.P., for the Respondent.

...

CORAM : A.M.KHANWILKAR,J.

14th December 2004

P.C.:

. The learned A.P.P. on instructions of Mr. Hendre, who is Constable attached to the concerned Police Station, states that he has been instructed by the investigating officer to state that no other prosecution witness will be examined and the prosecution evidence will be closed. He further states that the matter has been fixed for argument on 4th January 2005 in the lower Court. If it is so, this application will have to be disposed of as the trial itself

will be concluded very shortly. Hence, rejected.

. It is brought to my notice by Mr. Warunjikar that the prosecution had made an application before the lower Court for recall of the prosecution witnesses, which application has been rejected. The learned A.P.P. on instructions states that the prosecution has no intention to question the correctness of the order passed by the trial Court rejecting the application for recall of witnesses.

(A.M.KHANWILKAR,J.)